

## PUBLIC DRAINAGE EASEMENT

WHEREAS, **John D. Doe** owns 35.85 acres located in the Northeast Quarter of Section 11, Township of Jackson, County of Stark, State of Ohio as recorded in Instrument No. 200406280046274 of the Stark County Records, and;

WHEREAS, **John D. Doe** desires to develop said 35.85 acres with new public streets and thirty-three (33) new single-family lots, and;

WHEREAS, **William E. Mack** owns 104.50 acres adjoining said 35.85 acres on its' northerly side. Said 104.50 acres located in the Northeast Quarter of Section 11, Township of Jackson, County of Stark, State of Ohio as recorded in Instrument No. 200258580049987 of the Stark County Records, and;

WHEREAS, storm water from said 35.85 acres currently drains onto said 104.50 acres, and;

WHEREAS, development of said 35.85 acres will result in a point discharge of storm water onto said 104.50 acres instead of the sheet flow discharge of storm water currently existing, and;

WHEREAS, development of said 35.85 acres will result in an increase in the rate and volume of storm water runoff onto said 104.50 acres.

NOW THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, **William E. Mack**, the Grantor, hereby grants to **John D. Doe and to the Public**, the grantees, a perpetual public drainage easement to allow storm water to be drained onto said 104.50 acres from the developed said 35.85 acres. The resulting concentration, rate and volume of storm water from the development of said 35.85 acres will increase onto the said 104.50 acres compared to conditions currently existing.

IN WITNESS WHEREOF, **Bill E. Mack** hereunto set his hand this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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**William E. Mack**

**State of Ohio, County of Stark SS:**

Before me, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared before me **Bill E. Mack**, who acknowledged that he did sign the foregoing and that the same is his free act and deed.

In Witness whereof, I have hereunto set my hand and official seal at \_\_\_\_\_, Ohio this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

This instrument prepared by:

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Contact: XXXXXXXX

Phone: XXXXXXXX